

**AFFIDAVIT OF SERVICE**

UNITED STATES DISTRICT COURT  
Southern District of New York

Index Number: 08 CV 03289

Date Filed: \_\_\_\_\_

Plaintiff:

**The Northern Assurance Company of America, et al.**

vs.

Defendant:

**Lafarge North America, Inc., et al.**

Received by N.Y. Server LLC on the 2nd day of April, 2008 at 3:19 pm to be served on **Lafarge North America, Inc., 12950 Worldgate Drive, Suite 500, Herndon, VA 20170.**

I, Yen Lam, being duly sworn, depose and say that on the **3rd day of April, 2008 at 3:45 pm, I:**

served a **CORPORATION** by delivering a true copy of the **SUMMONS IN A CIVIL ACTION and DECLARATORY JUDGMENT COMPLAINT WITH EXHIBITS** to: **Peter L. Keeley as S.V.P., General Counsel for Lafarge North America, Inc.**, at the address of: **12950 Worldgate Drive, Suite 500, Herndon, VA 20170**, and informed said person of the contents therein, in compliance with state statutes.

**Description** of Person Served: Age: 50, Sex: M, Race/Skin Color: WHT, Height: 5'8", Weight: 190, Hair: WHT, Glasses: N

I certify that I am a United States citizen, over the age of 18 and not a party to, nor otherwise interested in the above action.

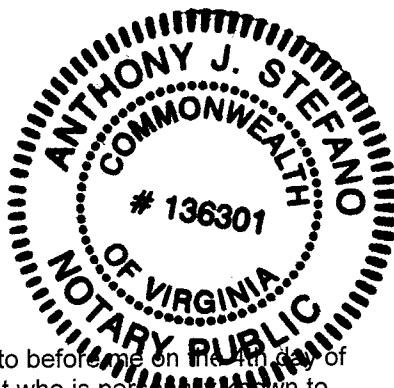
STATE OF VIRGINIA

COUNTY OF FAIRFAX

Subscribed and Sworn to before me on the 4th day of April, 2008 by the affiant who is personally known to me.

NOTARY PUBLIC

My Commission Expires:



08/31/08

Yen Lam

N.Y. Server LLC

173 North Main Street

#375

Sayville, NY 11782

(877) 358-4515

Our Job Serial Number: 2008001008

Ref: 10000478

AO 440 (Rev. 8/01) Summons in a Civil Action

UNITED STATES DISTRICT COURT

Southern

District of

New York

THE NORTHERN ASSURANCE COMPANY OF  
AMERICA and AMERICAN HOME ASSURANCE  
COMPANY,

Plaintiffs,

V.

LAFARGE NORTH AMERICA, INC. and  
AMERICAN STEAMSHIP OWNERS MUTUAL  
PROTECTION AND INDEMNITY  
ASSOCIATION, INC.,

Defendants.

SUMMONS IN A CIVIL ACTION

08 CV 03289  
CASE NUMBER

TO: (Name and address of Defendant)

Lafarge North America, Inc.  
12950 Worldgate Drive, Suite 500  
Herndon, Virginia 20170

**YOU ARE HEREBY SUMMONED** and required to serve on PLAINTIFF'S ATTORNEY (name and address)

NICOLETTI HORNIG & SWEENEY  
Wall Street Plaza  
88 Pine Street, 7th Floor  
New York, New York 10005-1801  
Tel: (212) 220-3830

Attn: John A.V. Nicoletti, Esq.

an answer to the complaint which is served on you with this summons, within 20 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

J. MICHAEL McMAHON

APR 02 2008

CLERK

DATE

(By) DEPUTY CLERK

AO 440 (Rev. 8/01) Summons in a Civil Action

<b>RETURN OF SERVICE</b>		
Service of the Summons and complaint was made by me <sup>(1)</sup>	DATE	
NAME OF SERVER (PRINT)	TITLE	
<i>Check one box below to indicate appropriate method of service</i>		
<div style="margin-bottom: 10px;"> <input type="checkbox"/> Served personally upon the defendant. Place where served: </div> <div style="margin-bottom: 10px;"> <input type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.  Name of person with whom the summons and complaint were left: </div> <div style="margin-bottom: 10px;"> <input type="checkbox"/> Returned unexecuted: </div> <div> <input type="checkbox"/> Other (specify): </div>		
<b>STATEMENT OF SERVICE FEES</b>		
TRAVEL	SERVICES	TOTAL \$0.00
<b>DECLARATION OF SERVER</b>		
<p>I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.</p> <p>Executed on _____ Date _____ Signature of Server _____</p> <p style="text-align: center;">_____ Address of Server</p>		

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.